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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION

OF: RHEINHEIMER ET AL.

SERIAL No. 10/089,148

FILED: MARCH 27, 2002

FOR: NOVEL BENZL AMIDOXIME DERIVATIVES, INTERMEDIATE PRODUCTS
AND METHOD FOR THEIR PRODUCTION AND USE AS FUNGICIDES

CONFIRMATION No.: 9823

GROUP ART UNIT: 1625

EXAMINER: J. L. COPPINS



I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Alexandria, Va 22313-1450, on:

September 07, 2004

Date of Deposit

Mary Chadwick

Person Making Deposit

Mary Chadwick

Signature

September 07, 2004

Date of Signature

Honorable Commissioner

for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REPLY TO

NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

Sir:

In reply to the Notice of Non-Compliant Amendment of August 31, 2004, it is respectfully requested that the attached Substitute Listing of Claims entered and considered. The Substitute Listing of Claims replaces Appendix I, pages 7 to 11, of Paper No. 08. Favorable action is solicited.

Please charge any shortage in fees due in connection with the filing of this paper, including Extension of Time fees, to Deposit Account No. 11.0345. Please credit any excess fees to such deposit account.

Respectfully submitted,

KEIL & WEINKAUF

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Encl.: THE SUBSTITUTE LISTING OF CLAIMS (Appendix I)

HBK/BAS

Paper No. 10